

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

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|--------------------------------------|---|------------------------------|
| In re |) | Chapter 11 |
| |) | |
| W. R. GRACE & CO., et al. |) | Case No. 01-1139 (JKF) |
| |) | Jointly Administered |
| Debtors. |) | |
| |) | Re: Docket No.: 22017 |

**CERTIFICATION OF COUNSEL RE: ORDER DENYING LIBBY CLAIMANTS'
MOTION TO RECONSIDER MODIFIED ORDER ON DR. WHITEHOUSE'S EXPERT
REPORT AND PRODUCTION OF RELIANCE MATERIALS**

1. On May 27, 2009, the Court entered a *Modified Order Granting in Part Motion of Arrowood Indemnity Company, F/K/A Royal Indemnity Company to Strike Whitehouse Expert Report or, Alternatively, Compel the Production of Documents and Databases on Which He Relies and for Entry of a Confidentiality Order* ("Modified Order") (Docket No. 21874), requiring the Libby Claimants to produce medical records for any individual in the 1,800 patient population whose records had not previously been produced.

2. On June 8, 2009, the Libby Claimants filed the *Libby Claimants' Motion to Reconsider Modified Order Granting in Part Motion of Arrowood Indemnity Company, F/K/A Royal Indemnity Company to Strike Whitehouse Expert Report or, Alternatively, Compel the Production of Documents and Databases on Which He Relies and for Entry of a Confidentiality Order* (the "Motion") (Docket No. 22017) with the United States Bankruptcy Court for the District of Delaware (the "Court"), 824 Market Street, Wilmington, Delaware 19801.

3. On July 10, 2009, the Debtors and Arrowood filed objections to the Motion. *See* Dkt. Nos. 22388; 22390. The Libby Claimants filed a Reply Brief in response to these oppositions. *See* Dkt No. 22466.

4. The Court heard arguments on the Motion on July 27, 2009, and as a result of its ruling, requested that the parties prepare an order reflecting its ruling.

5. On August 10-11, 2009, the Plan Proponents and Libby Claimants discussed the language of the proposed order. The parties are now in agreement regarding the proposed order.

6. As a result, the Debtors respectfully request that the Court enter the agreed proposed order regarding the Libby Claimants' request for reconsideration attached hereto as Exhibit A.

Dated: August 11, 2009

Respectfully submitted,

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